

**Notice of Allowability**

Application No.

10/705,265

Applicant(s)

CAZIER ET AL.

Examiner

Gregory V. Madden

Art Unit

2622

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment after Non-Final sent 7/2/2007.
2. ☒ The allowed claim(s) is/are 1-20.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |  |   |
|--|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)   | 5. <input type="checkbox"/> Notice of Informal Patent Application                     |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | 6. <input type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____ |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),<br>Paper No./Mail Date _____    | 7. <input type="checkbox"/> Examiner's Amendment/Comment                              |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance  |
|  | 9. <input type="checkbox"/> Other _____   |

*N. Vu*  
NGOC-YEN VU  
SUPERVISORY PATENT EXAMINER

## REASONS FOR ALLOWANCE

### *Response to Amendment*

The Amendment after Non-Final filed July 2, 2007 has been received and made of record. In response to the Non-Final Office Action of March 30, 2007, Applicant has amended claims 1, 7, 8, and 14.

Regarding claim 7, the claim was previously objected to due to minor informalities. Claim 7 has been amended to correct the informalities, and thus the previous objection is hereby withdrawn. As for claims 1, 7, 8, and 14, the Applicant has amended the claims to overcome the prior art, and thus the claims are considered to be in condition for allowance, as will be set forth in further detail below.

### *Allowable Subject Matter*

**Claims 1-20** are allowed.

The following is an examiner's statement of reasons for allowance:

In regard to **claim 1**, the prior art does not teach or reasonably suggest a camera that implements an automated zoom control function with a zoom burst recording mode, wherein at least one automatic zoom mode is selected prior to depressing the shutter button, and the user selectively chooses one or more of the images having different zoom levels for storage. The prior art also does not teach that the automatic zoom modes to be set are selected from a near priority mode, a far priority mode, a custom wide angle priority mode, and a custom zoom priority mode.

Similarly, regarding remaining independent **claims 7, 8, and 14**, the prior art does not teach or reasonably suggest a camera (or method of operating a camera) that implements an automated zoom control function with a zoom burst recording mode, wherein at least one automatic zoom mode is selected prior to depressing the shutter button, and the user selectively chooses one or more of the images having

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different zoom levels for storage. The prior art also does not teach that the automatic zoom modes to be set are a near priority mode, a far priority mode, a custom wide angle priority mode, and a custom zoom priority mode.

As for **claims 2-6, 9-13, and 15-20**, these claims are either directly or indirectly dependent upon allowable independent claims 1, 7, 8, and 14, and thus claims 2-6, 9-13, and 15-20 are considered to be allowable, as well.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

#### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gregory V. Madden whose telephone number is 571-272-8128. The examiner can normally be reached on Mon.-Fri. 8AM-5PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ngoc Yen Vu can be reached on 571-272-7320. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Gregory Madden  
August 13, 2007



NGOC YEN VU  
SUPERVISORY PATENT EXAMINER